

**RECEIVED
CENTRAL FAX CENTER**Application No. 10/562,300
After Final Office Action of November 26, 2007

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APR 23 2008 Docket No.: 64634(48882)**REMARKS**

In the Office Action dated November 26, 2007, claims 2-8 are pending, claim 8 is rejected, and objection is made to claims 2-7. Applicant appreciates the acknowledgement of patentable subject matter at least in claims 2-7. The rejection is made final.

Claims 2-7 have been amended so as not to depend from a currently rejected claim. All of the recitations of claim 8 have been included in claims 2-7. Thus, claims 2-7 are allowable.

Claim 8 has been amended to recite that "the holding mechanism is structured and arranged to pivot around a predetermined supporting point in said planar direction when the cartridge is being mounted". Support for the amendment can be found throughout the original specification and drawings; see, particularly, page 12, lines 23-25.

In accord with the invention, as set forth in claim 8, when the cartridge is used, the holding mechanism is pressed in, and thereby caused to pivot, by the cartridge *per se*.

On the other hand, in Nakazato et al. (USP 6,421,311; "Nakazato"), the holding claws 19, 19, 20 slide with the single disc or cartridge when the optical disc apparatus is placed in a standing posture. In Nakazato, the holding claws rotate when the disc is chucked by the spindle motor but do not rotate when the cartridge is being mounted. Further, in Nakazato, the holding claws 19, 19, 20 are slidably provided inside the attachment holes 25, and rotate in a thickness direction of the disc but not in a planar direction thereof. Nothing in Nakazato would have suggested to one of ordinary skill in the art to provide structure for the holding mechanism to pivot around a predetermined supporting point in said planar direction when the cartridge is being mounted, as set forth in claim 8.

Thus, it is not seen how the invention of claim 8 is anticipated by Nakazato. Nor is it seen how the invention of claim 8 would have been obvious to one of ordinary skill in the art in view of Nakazato.

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In view of the discussion above, Applicant submits that the pending application is in condition for allowance.

If for any reason a fee is required, a fee paid is inadequate or credit is owed for any excess fee paid, the Commissioner is hereby authorized and requested to charge Deposit Account No. 04-1105.

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Respectfully submitted,

By

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